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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 OAKLAND DIVISION

13 UNITED STATES OF AMERICA,) Case No. CR-08-0205-WDB
14 Plaintiff,)
15 v.)
16 PHYLLIS THOMAS,)
17)
18 Defendant.)
19

**DECLARATION OF SARALA V.
NAGALA IN SUPPORT OF UNITED
STATES' MOTION FOR SUMMONS**

20 I, Sarala V. Nagala, hereby declare as follows:

- 21 1. I am Law Clerk assigned to this case. I have received the following information from
agents employed by the Social Security Administration Office of the Inspector General
(SSA/OIG) and from reports and other documents provided to me by the SSA/OIG.
- 22 2. Phyllis Thomas' mother, Dollie Rawlins, died on June 14, 2004. Rawlins' monthly
Social Security payments were inadvertently continued until late 2007. These monthly payments
were deposited directly into Rawlins' bank account.
- 23 3. Between June 2004 and June 2005, Phyllis Thomas accessed her deceased mother's bank
account using her mother's checks and ATM card. She used money in the account for various

expenses, including personal expenses.

4. On December 28, 2007, Special Agents Virgil Kay and Robb Stickley of SSA/OIG interviewed Thomas at her home. She voluntarily admitted that she had used money from her mother's bank account between June 2004 and June 2005 and that she knew her mother was not entitled to Social Security benefits after her death.

5. I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

Executed April 2, 2008 at Oakland, California.

DATED: 4/2/08

Respectfully submitted,

JOSEPH P. RUSSONIELLO
United States Attorney

/s/
SARALA V. NAGALA
Law Clerk
United States Attorney's Office